

10/30/01  
JC962 U.S. PTO

12-18-01

A

Practitioner's Docket No. P109 CON 2

PATENT

Preliminary Classification:  
Proposed Class:  
Subclass:

JC979 U.S. PTO  
10/020061  
10/30/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Robert Lashinski; Bradley Jendersee; Michael D. Boneau

For (title): Method and Apparatus to Prevent Stent Migration

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10\*  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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☐ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.  
37 C.F.R. Section 1.8(a)

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TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office (703) \_\_\_\_-\_\_\_\_.

Date: 10/30/01

Christine L. Aceves  
Signature

Christine L. Aceves  
(type or print name of person certifying)

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10020061-103001

**1. Type of Application**

This transmittal is for a continuation application.

**2. Benefit of Prior U.S. Applications (35 U.S.C. Sections 119(e), 120, or 121)**

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are  
ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATIONS CLAIMED.

**3. Papers Enclosed**

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)  
Application

10 Page(s) of Specification

3 Page(s) of Claims

2 Sheet(s) of Drawing(s)

B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

4 Page(s) of Preliminary Amendment

**4. Declaration or Oath**

Enclosed

Executed by:

\* inventors.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Cancellation of Claims:**

Please cancel claims 1, 4, 6, and 9 before calculating the fee.

7. **Fee Calculation (37 C.F.R. Section 1.16)**

Regular Application

| CLAIMS AS FILED                                      |              |                     |              |          |                                   |
|--|--------------|---------------------|--------------|----------|-----------------------------------|
| Claims   | Number Filed | Basic Fee Allowance | Number Extra | Rate     | Basic Fee 37 CFR 1.16(a) \$740.00 |
| Total Claims (37 CFR 1.16(c))                        | 18           | 18-20 =             | 0            | \$18.00  |                                   |
| Independent Claims (37 CFR 1.16(b))                  | 5            | 5-3 = 2             | 2            | \$84.00  | 168.00                            |
| Multiple Dependent Claim(s), if any (37 CFR 1.16(d)) |              |                     | +            | \$270.00 | \$0.00                            |
| Amendment canceling extra claims is noted above.     |              |                     |              |          |                                   |
| Filing Fee Calculation                               |              |                     |              |          | \$908.00                          |

8. **Fee Payment Being Made at This Time**

Enclosed

Filing Fee

\$908.00

**Total Fees Enclosed**

**\$908.00**

9. **Method of Payment of Fees**

Charge Account No. 012525 in the amount of \$908.00  
A duplicate of this transmittal is attached.

[illegible]

Credit Account No. 012525.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATIONS CLAIMED**

## 11. Relate Back

Amend the specification by inserting, before the first line, the following sentence:

**A. 35 U.S.C. Section 119(e)**

"This application claims the benefit of U.S. Provisional Application Nos.:

**APPLICATION NO.****FILING DATE**

09/092,623

06/05/1998

08/326,031

10/19/1994

| Variable       | Mean  | Standard Deviation | Minimum | Maximum |
|----------------|-------|--------------------|---------|---------|
| Age            | 34.5  | 10.5               | 20      | 55      |
| Gender         | 0.5   | 0.5                | 0       | 1       |
| Marital Status | 0.5   | 0.5                | 0       | 1       |
| Education      | 12.5  | 1.5                | 10      | 15      |
| Income         | 35000 | 15000              | 10000   | 60000   |
| Health         | 0.5   | 0.5                | 0       | 1       |
| Smoking        | 0.2   | 0.4                | 0       | 1       |
| Drinking       | 0.1   | 0.3                | 0       | 1       |
| Exercise       | 0.3   | 0.5                | 0       | 1       |
| Stress         | 0.4   | 0.5                | 0       | 1       |
| Sleep          | 0.5   | 0.5                | 0       | 1       |
| Work           | 0.5   | 0.5                | 0       | 1       |
| Family         | 0.5   | 0.5                | 0       | 1       |
| Friends        | 0.5   | 0.5                | 0       | 1       |
| Hobbies        | 0.5   | 0.5                | 0       | 1       |
| Travel         | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
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| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   | 0.5                | 0       | 1       |
| Gardening      | 0.5   | 0.5                | 0       | 1       |
| Cooking        | 0.5   | 0.5                | 0       | 1       |
| Reading        | 0.5   | 0.5                | 0       | 1       |
| Writing        | 0.5   | 0.5                | 0       | 1       |
| Shopping       | 0.5   | 0.5                | 0       | 1       |
| Traveling      | 0.5   | 0.5                | 0       | 1       |
| Volunteering   | 0.5   | 0.5                | 0       | 1       |
| Religion       | 0.5   | 0.5                | 0       | 1       |
| Politics       | 0.5   | 0.5                | 0       | 1       |
| Art            | 0.5   | 0.5                | 0       | 1       |
| Music          | 0.5   |                    |         |         |

Date: 10/30/01

Mindy  
Signature of Practitioner

(New Application Transmittal--page 5 of 18)